



Atty. Dkt. No. 073406-0402

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jerry Pelletier, et al.

Title: DNA SEQUENCES FROM
STAPHYLOCOCCUS AUREUS
BACTERIPHAGE 77 THAT
ENCODE ANTI-MICROBIAL
POLYPEPTIDES

Appl. No.: 09/407,804

Filing Date: 09/28/1999

Examiner: S. Tu

Art Unit: 1653

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on the date below.	
<i>Karin E. Harden</i>	(Printed Name)
<i>Karin E. Harden</i>	(Signature)
<i>July 12, 2001</i>	(Date of Deposit)

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AMENDMENT TRANSMITTAL

Commissioner for Patents
Washington, D.C. 20231

ATTENTION: EXAMINER KAREN COCHRAN CARLSON

Sir:

Transmitted herewith is Amendment A in the above-identified application.

- [X] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a Small Entity statement previously submitted.
- [] Small Entity statement is enclosed.
- [X] The fee required for additional claims is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Additional Claims Fee
Total Claims:	25	32	0	x \$18.00	\$0.00
Independents:	3	4	0	x \$80.00	\$0.00
First presentation of any Multiple Dependent Claims:				+ \$270.00	\$0.00
CLAIMS FEE TOTAL:					\$0.00

- ☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$110.00	\$0.00
<input checked="" type="checkbox"/>	Extension for response filed within the second month:	\$390.00	\$390.00
<input type="checkbox"/>	Extension for response filed within the third month:	\$890.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,390.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$1,890.00	\$0.00
EXTENSION FEE TOTAL:			\$390.00
CLAIMS AND EXTENSION FEE TOTAL:			\$390.00
<input checked="" type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):		\$195.00
TOTAL FEE:			\$195.00

- ☐ Please charge Deposit Account No. 50-0872 in the amount of \$195.00. A duplicate copy of this transmittal is enclosed.
- ☒ A check in the amount of \$195.00 is enclosed.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 12 July 2001

FOLEY & LARDNER
402 West Broadway
23rd Floor
San Diego, California 92101-3542
Telephone: (619) 230-6528
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By Wesley B. Ames

Wesley B. Ames
Attorney for Applicant
Registration No. 40,893



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Karin E. Harden	(Signature)
July 12, 2001	(Date of Deposit)

AMENDMENT

Commissioner for Patents
Box NON-FEE AMENDMENT
Washington, D.C. 20231

Sir:

This communication is responsive to the Office Action dated April 12, 2001, concerning the above-referenced patent application.

Applicant has enclosed with this amendment a Petition for Extension of Time to make this response timely.

Please amend the application as follows:

In the Drawings:

U.E. Please substitute the attached 2 sheets (Figs. 1A & 1B) of hand-corrected drawings for the drawings originally filed with the application.

In the Specification:

Please amend the specification as follows: